

In re Application of:

TAKEHIKO NAKAI

Application No.: 09/960,283

Filed: September 24, 2001

For: DIFFRACTIVE OPTICAL ELEMENT  
AND OPTICAL SYSTEM HAVING  
THE SAME

Docket No. 00684.003256.

Examiner: Leonidas Boutsikaris

Group Art Unit: 2872

Date: September 25, 2003

**Mail Stop RCE**  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment in the above-identified application.

☐ No additional fee is required.

The fee has been calculated as shown below

| CLAIMS AS AMENDED                              |  |       |  |                         |                |                   |
|--|--|-------|--|-------------------------|----------------|-------------------|
|  | (2)<br>CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | (4)<br>HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | (5)<br>PRESENT<br>EXTRA | RATE           | ADDITIONAL<br>FEE |
| TOTAL<br>CLAIMS                                | * 35   | MINUS | ** 26  | = 9                     | x \$9<br>\$18  | 162.00            |
| INDEP.<br>CLAIMS                               | * 4  | MINUS | *** 3  | = 1                     | x \$42<br>\$84 | 84.00             |
| Fee for Multiple Dependent claims \$140°/\$280 |  |       |  |                         |                |                   |
| TOTAL ADDITIONAL FEE<br>FOR THIS AMENDMENT---  |  |       |  |                         |                | 246.00            |

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\* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

- ☐ Verified Statement claiming small entity status is enclosed, if not filed previously.
- ☒ A check in the amount of \$ 246.00 is enclosed.
- ☐ Charge \$ \_\_\_\_\_ to Deposit Account No. 06-1205. A duplicate copy of this sheet is enclosed.
- ☒ Any prior general authorization to charge an issue fee under 37 C.F.R. 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate copy of this paper is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the fee for a \_\_\_\_\_ month extension is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the Information Disclosure Statement fee is enclosed.
- ☒ Applicant's undersigned attorney may be reached in our New York office by telephone at (212) 218-2100. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
Attorney for Applicant

Registration No. 29,296

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
Facsimile: (212) 218-2200



00684.003256.

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: Leonidas Boutsikaris  
TAKEHIKO NAKAI )  
: Group Art Unit: 2872  
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For: DIFFRACTIVE OPTICAL ELEMENT )  
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THE SAME ) September 25, 2003

Commissioner for Patents  
**Mail Stop RCE**  
P.O. Box 1450  
Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Preliminary to continued examination on the merits, a Request for Continued Examination (RCE) being submitted herewith, Applicant's respectfully request that the above-identified application be amended as follows. The claim amendments are reflected in the listing that begins at page 2. The remarks begin at page 8.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

September 25, 2003  
(Date of Deposit)

LEONARD P. DIANA, Reg. No. 29,296  
(Name of Attorney for Applicant)

*Leonard P. Diana*  
Signature

September 25, 2003  
Date of Signature